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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

CASE NO. CR16-0185JLR

11 Plaintiff,

ORDER

12 v.

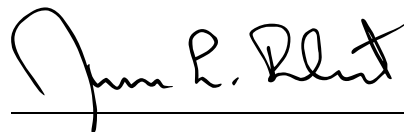
13 SAMUEL N. REZENE,

14 Defendant.

15 In its January 31, 2017, reply brief regarding Defendant Samuel N. Rezene's
16 justification defense, the Government asserts without citation that "[u]nder Ninth Circuit
17 precedent, proposed 'vague testimony' and 'bald assertions' are not sufficient to establish
18 a *prima facie* case." (Reply (Dkt. # 33) at 1; *see also id.* at 1-2 ("[Mr.] Rezene has
19 offered nothing more than 'vague testimony' and 'bald assertions.'")) The Government
20 does not cite to any authority supporting those legal standards in its reply brief. (*See*
21 *generally id.*) Accordingly, in conjunction with any briefing the Government chooses to
22 file by March 24, 2017 (*see* 2/28/17 Order (Dkt. # 50) at 2), the court ORDERS the

1 Government to provide legal support for this assertion. In the future, the court expects
2 both parties to provide adequate factual and legal support for their positions.

3 Dated this 21st day of March, 2017.

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6 JAMES L. ROBART
7 United States District Judge
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